

Richard D. McCune, SB # 132124  
 rdm@mwtriallawyers.com  
 Jae (Eddie) K. Kim, SB # 236805  
 jkk@mwtriallawyers.com  
 McCUNE & WRIGHT, LLP  
 2068 Orange Tree Lane, Suite 216  
 Redlands, CA 92374  
 Telephone: (909) 557-1250  
 Facsimile: (909) 557-1275

Mitchell M. Breit, Esq. (Admitted *Pro Hac Vice*)  
 mbreit@wdklaw.com  
 WHATLEY DRAKE & KALLAS, LLC  
 1540 Broadway, 37th Floor  
 New York, NY 10036  
 Telephone: (212) 447-7070  
 Facsimile: (212) 447-7077

Attorneys for Plaintiffs, VERONICA GUTIERREZ, ERIN WALKER  
 and WILLIAM SMITH, on behalf of themselves and all others similarly situated

UNITED STATES DISTRICT COURT  
 FOR THE NORTHERN DISTRICT OF CALIFORNIA

VERONICA GUTIERREZ, ERIN WALKER  
 and WILLIAM SMITH, as individuals, and on  
 behalf of all others similarly situated,

Plaintiffs,  
 v.

WELLS FARGO & COMPANY; WELLS  
 FARGO BANK, N.A.; and DOES 1 through  
 125,

Defendants.

) Case No.: C 07-05923 WHA (JCSx)

CLASS ACTION

) **PLAINTIFFS' ADMINISTRATIVE REQUEST**  
 ) **TO FILE PORTIONS OF PLAINTIFFS' REPLY**  
 ) **TO OPPOSITION OF WELLS FARGO BANK,**  
 ) **N.A. TO PLAINTIFFS' MOTION FOR CLASS**  
 ) **CERTIFICATION UNDER SEAL;**  
 ) **SUPPORTING DECLARATION OF RICHARD**  
 ) **D. McCUNE; [PROPOSED] ORDER**

) **DATE:** August 21, 2008  
 ) **TIME:** 8:00 a.m.  
 ) **DEPT:** Courtroom 9, 19th Floor

) Judge Assigned: Hon. William H. Alsup  
 ) Complaint Filed: November 21, 2007

Pursuant to Civil L.R. 79-5, named Plaintiffs Veronica Gutierrez, Erin Walker, and William

Smith, on behalf of themselves and all others similarly situated, request the Court order that portions of  
 Plaintiffs' Reply to Opposition of Wells Fargo Bank, N.A. to Plaintiffs' Motion for Class Certification  
 ("Reply"), and certain exhibits attached to the Declaration of Richard D. McCune in Support of

1 Plaintiffs' Reply to Opposition of Wells Fargo, N.A. to Plaintiffs' Motion for Class Certification  
 2 ("McCune Declaration") be filed under seal, based on this Administrative Request, the supporting  
 3 Declaration of Richard D. McCune In Support of Plaintiffs' Administrative Request to File Portions of  
 4 Plaintiffs' Reply to Opposition of Wells Fargo, N.A. to Plaintiffs' Motion for Class Certification Under  
 5 Seal ("McCune Admin. Decl."), and a [Proposed] Order, attached herewith.

6 Under Civil Local Rule 79-5, a document may only be filed under seal upon a showing of good  
 7 cause.

8 Certain portions of the Reply refer to or contain information that was designated as confidential  
 9 by Defendant Wells Fargo Bank, N.A., pursuant to the Stipulated Protective Order in this case. *See*  
 10 *McCune Admin. Decl.* ¶ 2. Plaintiffs are lodging herewith a redacted version of the Reply. *See McCune*  
 11 *Admin. Decl.* ¶ 2.

12 Certain Exhibits (Exhibits 24, 27, 28 and 29) of the McCune Declaration refer to or contain  
 13 information that was designated as confidential by Defendant Wells Fargo Bank, N.A., pursuant to the  
 14 Stipulated Protective Order in this case. *See McCune Admin. Decl.* ¶ 3. For the exhibits that consist of  
 15 entirely confidential documents, good cause exists to seal those exhibits of the McCune Declaration.  
 16 *See McCune Admin. Decl.* ¶ 3.

17 Accordingly, Plaintiffs respectfully request the Court order that certain portions of the Reply and  
 18 certain exhibits of the McCune Declaration be filed under seal, as specified in the attached [Proposed]  
 19 Order. Plaintiffs take no position at this time as to whether the information is entitled to remain sealed.

21 DATED: August 7, 2008.

McCUNE & WRIGHT, LLP

23 BY:



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 Attorney for Plaintiffs

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